

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

TENNESSEE CONFERENCE of the NATIONAL
ASSOCIATION for the ADVANCEMENT of
COLORED PEOPLE, *et al.*,

Plaintiffs,

v.

WILLIAM LEE, in his official capacity as Governor of
the State of Tennessee, *et al.*,

Defendants.

Civil Case No. 3:20-cv-01039

JUDGE CAMPBELL

MAGISTRATE JUDGE
FRENSLEY

**PLAINTIFFS' MOTION FOR CLARIFICATION AS TO CLASS CERTIFICATION
BRIEFING AND NOTICE OF RENEWED MOTION FOR SUMMARY JUDGMENT**

On February 8, 2024, the Sixth Circuit vacated this Court's Order, Doc. 123, granting Plaintiffs' Motion for Class Certification, Doc. 104. *In re: Lee*, Case No. 23-0502, Doc. 19 at 3 (6th Cir. Feb. 8, 2024) ("the district court's order is vacated, and this case is remanded to the district court for further proceedings"). When this Court granted Plaintiffs' motion in its initial Order, the Court described the Motion as "fully briefed and ripe for review." Doc. 123. Plaintiffs respectfully request clarification from the Court as to whether the Motion remains fully briefed and ripe for review or whether, alternatively, the Court would like additional briefing on Plaintiffs' motion for class certification now that the Sixth Circuit has remanded the matter for further proceedings.

Further, Plaintiffs wish to notify the Court that Plaintiffs intend to file a renewed motion for summary judgment as to Count 4.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on July 24, 2024, via the Court's electronic filing system to the following:

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